GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Higher Education Department - Collegiate Education – Implementation of the Hon'ble High Court of A.P., Orders dt:04.11.2022 in W.P.No.30700/2021 for providing compassionate appointment to Smt.Ragipindi Divya, D/o Sri. R. Ramesh Reddy (Late), a deceased employee of SKSC Aided Degree College, Proddutur as Office Subordinate in Government Degree College in Kadapa District – Orders – Issued.

HIGHER EDUCATION [CE] DEPARTMENT

G.O.Rt.No.89 **Dated:19.03.2024**

Read the following

1. From the CCE, A.P, e-Office file bearing Computer No:1947017.
2. Hon'ble A.P High Court order dated:04.11.2022 in W.P.No.30700/2021 filed by Smt. R.Divya w/o Y.Mahesh Reddy and daughter of Late R.Ramesh Reddy.
3. G.O.Rt.No.68, Higher Education (CE) Dept., dated:24.05.2023.
4. Govt.Memo.No.1948969/CE-A1/2023, Dated:13/09/2023.
5. From the CCE, A.P., Lr.Rc.No.56/Op.I/2023, dated: 20.11.2023.

ORDER:

In obedience of the orders of the Hon'ble High Court of Andhra Pradesh in W.P.No.30700/2021, dated 04.11.2022 filed by Smt.R.Divya, w/o Y.Mahesh Reddy and daughter of Late R.Ramesh Reddy, Government in consultation with the advisory department, have accorded permission to the Commissioner of Collegiate Education, A.P to provide compassionate appointment to the petitioner Smt.R.Divya, W/o Y.Mahesh Reddy, against the post of Junior Assistant available in Government Degree Colleges, within the time limit, to avoid further legal complications in the matter, vide 3rd read above. Later, in the reference 4th read above, the Commissioner of Collegiate Education, A.P has been requested to take further necessary action in the matter as per orders of the Govt., vide 3rd read above, in order to implement the Court Orders and to avoid further legal complications in the matter, since the said G.O holds good.

2. Meanwhile, in the letter 5th read above, the Commissioner of Collegiate Education, A.P has informed that in the process of absorption of aided staff (both Teaching and Non teaching) into Government, in certain Non-teaching cadres, the number of absorbed Non teaching staff were more than the vacancies available in Government Degree Colleges at that time. In the said situation and because of non availability of regular vacancies in Government Degree Colleges, (07) Absorbed Store Keepers and (102) Absorbed Junior Assistants were accommodated against

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supernumerary posts sanctioned by Government vide G.O.Ms.No.17 Higher Education (CE) Department, dated:20.04.2022. Hence, the posts of Junior Assistants, if arisen needs to be adjusted against the supernumerary absorbed staff. Further, Government vide G.O.Ms.No.9, H.E (CE) Department, dated:12.01.2023 accorded permission to the Commissioner of Collegiate Education, Andhra Pradesh to provide employment to the dependents of the deceased employees of aided colleges, who are eligible under compassionate appointment scheme against the available vacant posts of Office Subordinate, Store Keeper & Junior Assistants in Government Degree Colleges, subject to fulfillment of all conditions stipulated in compassionate appointment rules issued by Government from time to time. Accordingly, after interaction personally with all the aspirants and Office Bearers of ACTA and explained the situation, they have been appointed as Office Subordinates in the Government Degree Colleges.

3. The Commissioner of Collegiate Education has further informed that in the situation, if the case of Smt. R. Divya, is considered against the available vacant post of Junior Assistant in Government Degree Colleges, the same benefit has to be extended to all other such cases who have already joined as Office Subordinates, on the basis of a precedent. Thus, he has requested the Government to re-examine the case and restore the surrendered vacant aided post of Junior Assistant of SKSC College, Proddatur, if it is desired to provide appointment as Junior Assistant to enable to implement the orders of the Hon'ble High Court (or) other wise to permit the Department to provide appointment to Smt. R. Divya on compassionate grounds against the available vacant post of Office Subordinate in Government Degree Colleges in Kadapa District as is done in other similar occasion and also in view of the fact that the Hon'ble Court directed to consider her case for compassionate appointment in any suitable post.

4. However, as verified, it is not desirable to restore the surrendered vacant aided post of Junior Assistant of S.K.S.C.College, Proddatur, as it may become a bad precedent and it may leads for filing litigations in the court of law by the other deserved candidates for the same relief. Further, the objective of the policy decision taken by the Govt., in G.O.Ms.No.42, H.E(CE)Dept., dated 10.08.2021 will be defeated. Moreover, it causes heavy Financial burden on the Government exchequer.

5. In the meanwhile, the individual has filed Contempt Case No.6271 of 2023 before the Hon'ble High Court of A.P. with a prayer to punish the Respondents herein for violation of the orders in W.P.No.30700 of 2021, dated:04.11.2022.

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6. After careful examination of the matter in consultation with the advisory departments, Government duly superseding the orders issued in the reference 3rd and 4th cited, hereby accord permission to the Commissioner of Collegiate Education, Andhra Pradesh to provide compassionate appointment against the available vacant post of Office Subordinates in Government Degree Colleges in Kadapa District to Smt. R. Divya, D/o (Late) R.Ramesh Reddy, Sweeper, SKSC Aided Degree College, Proddatur, as was done in other similar cases.

7. This orders issues with the concurrence of the Finance Dept. vide their U.O.No. FIN01 - HR0PDPP (COMA) / 12 / 2024 (Computer No: 2385776), dated:18.03.2024.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.SYAMALA RAO
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Collegiate Education,
Mangalagiri, Guntur Dist.

Copy to:
The Accountant General, A.P, Vijayawada.
The Director of Treasuries and Accounts, Mangalagiri,
The PS to Spl.C.S to C.M.
The OSD to Min [Education]
The P.S to Prl. Secretary [HE],
The G.P for Higher Education w.r.t W.P.No.30700/2021.

Sc/Sf.

// FORWARDED:: BY ORDER//

SECTION OFFICER